WMC

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

FILED
2007 SEP 18 AM 9:50

UNITED STATES OF AMERICA, Plaintiff, v. **Luz Maria BUENROSTRO-Villaruel,** Defendant	Magistrate Docket No. 07 MJ 2257
	COMPLAINT FOR VIOLATION OF: BY DEPUTY
	Title 8, U.S.C., Section 1326 Deported Alien Found in the United States

The undersigned complainant, being duly sworn, states:

On or about **September 17, 2007** within the Southern District of California, defendant, **Luz Maria BUENROSTRO-Villaruel,** an alien, who previously had been excluded, deported and removed from the United States to Mexico, was found in the United States, without the Attorney General or his designated successor, the Secretary of the Department of Homeland Security (Title 6, United States Code, Sections 202(3) and (4), and 557), having expressly consented to the defendant's reapplication for admission into the United States; in violation of Title 8 United States Code, Section 1326.

And the complainant further states that this complaint is based on the attached statement of facts, which is incorporated herein by reference.

SIGNATURE OF COMPLAINANT
James Trombley
Senior Patrol Agent

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THIS **18th** DAY OF **SEPTEMBER 2007**

Jan M. Adler
UNITED STATES MAGISTRATE JUDGE

WMC

CONTINUATION OF COMPLAINT:
Luz Maria BUENROSTRO-Villaruel

PROBABLE CAUSE STATEMENT

Agents assigned to the San Diego Sector, Smuggling Interdiction Group, Criminal Alien Squad (SIG/CAS) utilize various sources to locate and arrest previously deported criminal aliens who have returned to the United States. Through record checks, SIG Agents discovered that an individual later identified as the defendant, **Luz Maria BUENROSTRO-Villaruel**, a previously deported aggravated felon, was possibly residing in San Diego, California. In addition, records checks revealed that BUENROSTRO was working at Bordeaux Printers Inc. on Abraham Way in Santee, California.

On September 17, 2007, SIG/CAS Agents arrived at Bordeaux Printers, identified themselves as United States Border Patrol Agents to the front office receptionist, and asked to speak with the office manager. Agents were introduced to Gail Bordeaux, owner/operator of Bordeaux Printers and inquired as to the whereabouts of the defendant. Bordeaux stated that defendant was in fact in the office. Bordeaux led Agents to the production area. At approximately 9:30 A.M., Agents Penta and Soto approached the defendant and identified themselves as United States Border Patrol Agents and displayed their Bureau issued badges. Agents questioned the subject as to her identity and immigration status. The defendant admitted that she is in fact BUENROSTRO-Villaruel, Luz Maria. Agents asked the defendant about her citizenship. The defendant stated that she was born in Mexico. SIG Agents questioned the defendant if she has any immigration documents to remain in the United States legally. The defendant stated that she did not. The defendant was arrested and transported to the El Cajon Border Patrol station for processing.

At approximately 10:53 a.m., the defendant was advised of her Miranda Rights and agreed to speak to the Agents without an attorney present. The defendant stated that she is a citizen and national of Mexico, illegally present in the United States without any immigration documents allowing her to enter or remain in the United States legally. The defendant stated that she was deported by an Immigration Judge in San Francisco, California and that she has not applied for permission to legally enter the United States. The defendant further stated that on or about September 16, 2007, she illegally crossed the International Boundary between the United States and Mexico by walking through the hills near Tecate, California.